

Customer No. 22,852  
Attorney Docket No. 09877.0372

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. National Phase Application of )  
International Application No. )  
PCT/EP2003/009728 of: )  
 ) Group Art Unit:  
Massimiliano PAVAN, et al. )  
 ) Examiner:  
Application No.: Not Yet Assigned )  
 )  
Filed: February 14, 2006 )  
 )  
For: **OPTICAL CABLE AND** )  
 **OPTICAL UNIT COMPRISED** )  
 **THEREIN** )

**MAILSTOP PCT**

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. Copies of the listed foreign patent documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-

English language:

1. WO 01/21706 A1 - The relevance of this document is discussed at page 3 of the specification of the present application. An English-language abstract of the document is also enclosed.
2. German Patent No. DE 40 09 101 A1
3. WO 02/08331 A2 - An English-language abstract of the document is enclosed.
4. European Patent Application No. EP 1 106 648 A1
5. European Patent Application No. EP 0 774 487 A1

In lieu of a statement of relevance or the translation of the non-English documents, enclosed is an English-language international search report from the European Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing these documents and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take

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appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.


**AP20 Rec'd PCT/PTO 14 FEB 2006**

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 14, 2006

By:   
Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/rac